

1 **WEILAND GOLDEN GOODRICH LLP**
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11 Attorneys for Chapter 7 Trustee
12 Jeffrey I. Golden
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14 **UNITED STATES BANKRUPTCY COURT**

15 **CENTRAL DISTRICT OF CALIFORNIA**

16 **SANTA ANA DIVISION**

17 In re Case No. 8:18-bk-13588-SC
18 TIM M. MCKENNA, Chapter 7
19 Debtor.

20 JEFFREY I. GOLDEN, Chapter 7 Trustee
21 for the estate of Tim M. McKenna,

22 Plaintiff,

23 v.

24 JASON CAUFIELD, individually and as
25 trustee of the Caufield Revocable Trust,

26 Defendant.

27 Adv. No. 8:19-ap-01176-SC

28 **STIPULATION TO AMEND SCHEDULING
ORDER AND EXTEND DISCOVERY
DEADLINES**

29 **TO THE HONORABLE SCOTT C. CLARKSON, UNITED STATES BANKRUPTCY
30 JUDGE; THE OFFICE OF THE UNITED STATES TRUSTEE; AND ALL PARTIES
31 ENTITLED TO NOTICE:**

32 This stipulation ("Stipulation") is entered into by and between Jeffrey I. Golden, the
33 duly appointed and acting chapter 7 trustee ("Trustee") of the bankruptcy estate ("Estate")
34 of Tim M. McKenna ("Debtor"), Robert S. Whitmore, in his capacity as the chapter 7
35 trustee ("MGE Trustee") of the bankruptcy estate of McKenna General Engineering, Inc.
36

1 ("MGE"), Howard B. Grobstein, in his capacity as the chapter 7 trustee ("Irontrac Trustee")
2 of the bankruptcy estate of Irontrac, Inc. ("Irontrac"), and Jason Caufield ("Defendant", and
3 collectively with the Trustee, MGE Trustee, and Irontrac Trustee, the "Parties"), by and
4 through their respective counsel. The Parties stipulate and agree as follows:

5 **RECITALS**

6 A. On September 27, 2018, Debtor filed a voluntary chapter 7 bankruptcy
7 petition, commencing Case No. 8:18-bk-13588-SC.

8 B. On September 21, 2018, MGE filed a voluntary chapter 7 bankruptcy
9 petition, commencing Case No. 6:18-bk-18036-SY. Debtor was the principal of MGE.

10 C. On September 25, 2018, Irontrac filed a voluntary chapter 7 bankruptcy
11 petition, commencing Case No. 6:18-bk-18109-SY. Debtor was the president and principal
12 shareholder of Irontrac.

13 D. On August 29, 2019, the Trustee filed a complaint ("Complaint") against
14 Defendant for the avoidance, preservation, and recovery of fraudulent transfers pursuant
15 to 11 U.S.C. §§ 548, 550, and 551.

16 E. The Trustee filed a Status Conference and Scheduling Order Pursuant to
17 LBR 7016-1(a)(4) ("Scheduling Order") on December 6, 2019.

18 F. The transfers described in the Complaint include the transfer of assets that
19 were property of MGE and Irontrac, respectively, at the time of transfer, and therefore the
20 claims resulting from the transfer of such property are assets of each respective
21 bankruptcy estate. As a result, Trustee will file an amended complaint specifying the
22 ownership interests of each of the assets involved in the transfers.

23 G. The Parties have agreed to modify the Scheduling Order.

24 **STIPULATION**

25 NOW, THEREFORE, based upon the foregoing recitals, and subject to Court
26 approval, the Parties hereby stipulate and agree as follows:

27 1. The Trustee may file an amended complaint on or before January 9, 2020.

1 2. The MGE Trustee and Irontrac Trustee may file cross-claims related to the
2 Complaint or amended complaint on or before January 30, 2020.

3 3. Defendant may file an answer to the amended complaint and cross-claims
4 on or before March 3, 2020.

5 4. The status conference, currently set for May 27, 2020 at 10:00 a.m. will be
6 continued to August 5, 2020, at 11:00 a.m.

7 5. A pre-trial conference, currently set for May 27, 2020 at 10:00 a.m. will be
8 continued to August 5, 2020, at 11:00 a.m.

9 6. The last day for pre-trial motions to be filed and served is continued to July
10 7, 2020.

Weiland Golden Goodrich LLP
650 Town Center Drive, Suite 600
Costa Mesa, California 92626
Tel 714-966-1000 Fax 714-966-1002

1 7. The last day for discovery to be completed is continued to June 9, 2020.
2

3 DATED: January 9, 2020

WEILAND GOLDEN GOODRICH LLP

4 By: /s/ Reem J. Bello
5 REEM J. BELLO
6 RYAN W. BEALL
7 Attorneys for Chapter 7 Trustee
JEFFREY I. GOLDEN

8 DATED: January____, 2020

MARSHACK HAYS LLP

9 By: _____
10 D. EDWARD HAYS
11 CHAD V. HAES
12 TINHO MANG
13 Attorneys for Chapter 7 Trustee of the
Bankruptcy Estate of McKenna
General Engineering, Inc.,
ROBERT S. WHITMORE

14 DATED: January____, 2020

MARGULIES FAITH, LLP

15 By: _____
16 JEREMY W. FAITH
17 MEGHANN A. TRIPPLETT
18 Attorneys for Chapter 7 Trustee of the
Bankruptcy Estate of Irontrac, Inc.,
HOWARD B. GROBSTEIN

19 DATED: January____, 2020

BROWN AND BROWN LLP

20 By: _____
21 TYLER H. BROWN
22 Attorneys for Defendant,
JASON CAUFIELD

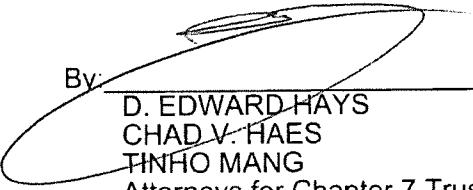
1 7. The last day for discovery to be completed is continued to June 9, 2020.
2
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4 DATED: January __, 2020

5 WEILAND GOLDEN GOODRICH LLP
6
7

8 By: _____
9 REEM J. BELLO
10 RYAN W. BEALL
11 Attorneys for Chapter 7 Trustee
12 JEFFREY I. GOLDEN
13

14 DATED: January 2, 2020

15 MARSHACK HAYS LLP
16 
17 By: _____
18 D. EDWARD HAYS
19 CHAD V. HAES
20 TINHO MANG
21 Attorneys for Chapter 7 Trustee of the
22 Bankruptcy Estate of McKenna
23 General Engineering, Inc.,
24 ROBERT S. WHITMORE
25

26 DATED: January __, 2020

27 MARGULIES FAITH, LLP
28

1 By: _____
2 JEREMY W. FAITH
3 MEGHANN A. TRIPLETT
4 Attorneys for Chapter 7 Trustee of the
5 Bankruptcy Estate of Irontrac, Inc.,
6 HOWARD B. GROBSTEIN
7
8

9 DATED: January 1, 2020

10 BROWN AND BROWN LLP
11 
12 By: _____
13 TYLER H. BROWN
14 Attorneys for Defendant,
15 JASON CAUFIELD
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1 7. The last day for discovery to be completed is continued to June 9, 2020.
2

3 DATED: January____, 2020

WEILAND GOLDEN GOODRICH LLP

4 By: _____
5 REEM J. BELLO
6 RYAN W. BEALL
7 Attorneys for Chapter 7 Trustee
8 JEFFREY I. GOLDEN

9 DATED: January____, 2020

MARSHACK HAYS LLP

10 By: _____
11 D. EDWARD HAYS
12 CHAD V. HAES
13 TINHO MANG
14 Attorneys for Chapter 7 Trustee of the
15 Bankruptcy Estate of McKenna
16 General Engineering, Inc.,
17 ROBERT S. WHITMORE

18 DATED: January6, 2020

MARGULIES FAITH, LLP

19 By: _____
20 JEREMY W. FAITH
21 MEGHANN A. TRIPPLETT
22 Attorneys for Chapter 7 Trustee of the
23 Bankruptcy Estate of Irontrac, Inc.,
24 HOWARD B. GROBSTEIN

25 DATED: January____, 2020

BROWN AND BROWN LLP

26 By: _____
27 TYLER H. BROWN
28 Attorneys for Defendant,
 JASON CAUFIELD

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

**650 Town Center Drive, Suite 600
Costa Mesa, California 92626**

A true and correct copy of the foregoing document entitled (*specify*): Stipulation to Amend Scheduling Order and Extend Discovery Deadlines

will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) January 9, 2020, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*) January 9, 2020, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (*date*) January 9, 2020, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Served by Personal Delivery

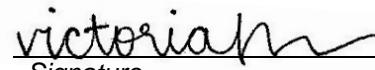
Honorable Scott C. Clarkson
United States Bankruptcy Court
Central District of California
Ronald Reagan Federal Building and Courthouse
411 West Fourth Street, Suite 5130 / Courtroom 5C
Santa Ana, CA 92701-4593

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

1/9/2020
Date

Victoria Rosales
Printed Name


Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):

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